(52)

HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

(DIVISION BENCH)

CORAM : Hon'ble Shri S.R. Nayak, CJ
Hon'ble Shri D.R. Deshmukh, J.

Writ Petition No. 1196 OF 2002

PETITIONER Ku. Pragya Bharti Ramteke, D/o. Keshavram Ramteke, Represented by Keshavram Ramteke S/o Ramnath Ramteke, aged about 51 years, Occupation Teacher, R/o. Near Kamal Talkies, Bharkapara, Rajnandgaon, Distt. Rajnandgaon (Chhattisgarh)

Versus

RESPONDENTS

1. State of Chhattisgarh
   Through : The Secretary, Ministry of Welfare / Kalyan Mantralay
2. Union of India,
   Through Secretary, Ministry of Welfare / Kalyan Mantralaya.
3. Secretary, State Commission for Schedule Cast and Schedule Tribes.
4. Collector, Rajnandgaon (Chhattisgarh)
5. Sub Divisional Officer, Distt. Rajnandgaon (C.G)
6. Tahsildar, District Rajnandgaon (Chhattisgarh)

Present:

Shri Anoop Majumdar, learned counsel for the petitioner.

Shri V.V.S. Murthy, learned Dy. A.G. with Shri Utkarsh Verma, learned Dy. G.A. for the State.

ORAL ORDER
(Passed on 9th of January 2006)

The following Order of the Court was passed by

S.R. Nayak, CJ:

In this writ petition, the legality and validity of Entry 81 of the circular of the erstwhile State of Madhya Pradesh, dated 28-12-1984,

published on 08-02-1985, relating to the castes included in the list of Backward Classes has been impugned. At the time of hearing, Shri V.V.S. Murthy, learned Dy. A.G. placed before us a notification dated 08-12-2005 to show that the impugned Entry has been deleted. A copy of the notification is placed on record and it shall form part of the record. In view of this development, the writ petition does not survive for decision-making on merit. Hence, the writ petition is disposed of as unnecessary.

(2) It is stated that the petitioner has made an application to respondent No. 5 for issuance of caste certificate. The said application will be dealt with by the concerned authorities in view of the changed circumstance noted above and appropriate certificate be issued to her expeditiously.

Sd/-
Chief Justice

Sd/-
Dilip Raosaheb Deshmukh
Judge